



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Jennifer June Brown et al.

Serial No. 10/042,711

Filed: December 12, 2001

Title: BIOLOGICAL MODELS CAPABLE OF EXHIBITING  
SECONDARY DISEASE MANIFESTATIONS AND  
USEFUL FOR DEVELOPING THERAPEUTIC DRUGS  
DIAGNOSTIC PRODUCTS AND THERAPEUTIC OR  
DIAGNOSTIC PROCEDURES, METHODS OF USING  
SAME, AND CELLS, TISSUES AND ORGANS  
DERIVED THEREFROM

Group Art Unit: 1632

Examiner: Not Yet Known

527 Madison Avenue, 9th Floor  
New York, New York 10022  
December 30, 2002

**FILED BY EXPRESS MAIL**

United States Patent and Trademark Office  
P.O. Box 2327  
Arlington, Virginia 22202  
Attention: **Box Sequence**

**COMMUNICATION DIRECTED TO NOTICE  
TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION – COMPLIANCE  
WITH REQUIREMENTS OF 37 CFR 1.821-1.825 –SEQUENCE RULES**

Dear Sirs:

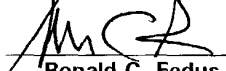
This Communication is directed to the notice to comply with sequence rules that was contained in the Notice to File Missing Parts of Application Of Non-Provisional Application that was mailed on July 30, 2002 in connection with the above-identified application. A copy of the Notice To File Missing Parts is attached hereto as Exhibit A.

**EXPRESS MAIL CERTIFICATE**

"Express Mail" Label No. EV205342210US

Deposit Date December 30, 2002

I hereby certify that this paper and the attachments herein are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington DC 20231.

  
Ronald C. Fedus  
Reg. No. 32,567

DEC 30 2002  
Date

ENZ-57(CIP)(C)

Jennifer June Brown et al.

Serial No. 10/042,711

Filed: December 12, 2001

Page 2 (COMMUNICATION DIRECTED TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION – COMPLIANCE WITH REQUIREMENTS OF 37 CFR 1.821-1.825 –SEQUENCE RULES

- -- December 30, 2002)

In response to the requirement to comply with sequence rules, Applicants hereby submit the following documents or items:

1. an initial paper copy of the "Sequence Listing (Exhibit 1);"
2. Amendment directing entry of the "Sequence Listing into the specification (Exhibit 2);
3. computer readable form (CFR) copy of the "Sequence Listing" (Exhibit 3);
4. Declaration Under 37 C.F.R. §1.821(g) attesting that the content of the paper and computer readable copies are the same and include no new matter (Exhibit 4); and
5. a Statement To Support Filing and Submission In Accordance With 37 CFR §§ 1.821-1.825.

No fee is believed due in connection with this Communication or the documents or items submitted herewith. If any fee or fees are due, however, the Patent and Trademark Office is hereby authorized to charge the amount of any such fee to Deposit

ENZ-57(CIP)(C)

Jennifer June Brown et al.

Serial No. 10/042,711

Filed: December 12, 2001

Page 3 (COMMUNICATION DIRECTED TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION – COMPLIANCE WITH REQUIREMENTS OF 37 CFR 1.821-1.825 –SEQUENCE RULES

-- December 30, 2002)

Account 05-1135, or to credit any overpayment thereto.

If helpful to processing this Communication, the undersigned may be contacted by telephone at (212) 583-0100 during the daytime hours.

Respectfully submitted,



Ronald C. Fedus  
Registration No. 32,567  
Attorney for Applicants

ENZO THERAPEUTICS, INC.  
c/o Enzo Biochem, Inc.  
527 Madison Avenue (9<sup>th</sup> Fl.)  
New York, New York 10022  
(212) 583-0100

ENZ-57(CIP)(C)

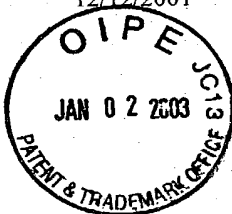


## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/042,711	12/12/2001	Jennifer June Brown	ENZ-57 (CIP) (C)

Attn: Ronald C. Fedus, Esq.  
ENZO THERAPEUTICS, INC.  
c/o ENZO BIOCHEM, INC.  
527 Madison Avenue, 9th Fl.  
NEW YORK, NY 10022



CONFIRMATION NO. 4374

## FORMALITIES LETTER



\*OC000000008529872\*

Date Mailed: 07/30/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May

15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

**Items Required To Avoid Processing Delays:**

The item(s) indicated below are also required and should be submitted with any reply to this notice to avoid further processing delays.

- Additional claim fees of **\$1120** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$1990** for a Large Entity

- **\$740** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$1120**
  - **\$756** for **42** total claims over 20.
  - **\$84** for **1** independent claims over 3.
  - **\$280** for multiple dependent claim surcharge.

---

*A copy of this notice **MUST** be returned with the reply.*

S.B.

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE